

RECEIVED
CENTRAL FAX CENTER

JAN 21 2004

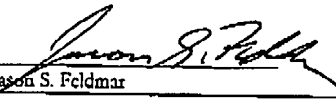
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur R. Tilford
Serial No.: 09/590,417
Filed: June 8, 2000
Title: METHOD AND APPARATUS FOR TRANSMITTING, RECEIVING AND UTILIZING AUDIO/VISUAL SIGNALS AND OTHER INFORMATION

Examiner: Scott E. Beliveau
Group Art Unit: 2614
Docket: PD-990142

OFFICIALCERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmission to the U.S. Patent and Trademark Office on January 21, 2004

By: 
Name: Jason S. Feldman

COMMUNICATION RE RESPONSE TO FINAL REJECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On December 1, 2003, a Request For Reconsideration Under 3 C.F.R. 116 was fax-filed with the U.S. Patent and Trademark Office ("USPTO"), in response to the Final Rejection Action of October 1, 2003. Copy of 1.116 Request attached.

An Advisory Action of December 16, 2003 indicated that the December 1, 2003 reply failed to place the application in condition for allowance.

On December 31, 2003, a Request for Continued Examination (RCE) under 37 C.F.R. 1.114 and an Amendment under 37 C.F.R. 1.114 were fax-filed to the USPTO, in response to the Final Rejection Action. Copy of R.C.E. and 1.114 Amendment attached. Timely receipt of the Request and Amendment were received via return facsimile from the USPTO (copy enclosed).

Thereafter, a second Advisory Action from the USPTO, mailed January 13, 2004, indicated that "The Amendment filed on December 31, 2003 under 37 CFR 1.116 in reply to the Final Rejection has been considered but is not deemed to place the application in condition for allowance and will not be entered because the proposed amendment raises new issues that would require further consideration and/or search." The USPTO erred in that a Request for Continued

Examination (RCE) under 37 C.F.R. 1.114 and an Amendment under 37 C.F.R. 1.114 were filed, and not an amendment under 37 C.F.R. 1.116, on December 31, 2003.

It is therefore respectfully requested that the U.S. Patent and Trademark Office review its file wrapper, and adjust their records to note that Applicant had indeed filed a Request for Continued Examination (RCE) with an Amendment under 37 C.F.R. 1.114 on December 31, 2003, in response to the Final Rejection Action of October 1, 2003.

Further, in view of the timely filing, no fees are due at this time. Nonetheless, should any fees be necessary, please charge such fees to Deposit Account NO. 50-0494 of Gates & Cooper LLP.

Should the Examiner believe minor matters still remain that can be resolved in a telephone interview, the Examiner is urged to call Applicant's undersigned attorney.

Respectfully submitted,

GATES & COOPER LLP
Attorneys for Applicant(s)

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

Date: January 21, 2004

By: 

Name: Jason S. Feldmar

Reg. No.: 39,187

JSF/io

Auto-Reply Facsimile Transmission



TO:

Fax Sender at +13106418798

Fax Information

Date Received:

12/1/2003 6:42:42 PM [Eastern Standard Time]

Total Pages:

19 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page
=====>

01-21-2004 04:26PM FROM: Gates & Cooper LLP		+13106418798		T-874 P.005	
Gates & Cooper LLP Howard Hughes Center 5701 Century Drive West, Suite 1050 Los Angeles, California 90045 FAX TRANSMISSION TO USPTO					
TO: Commissioner for Patents Attn: Examiner Scott E. Belliveau Patent Examining Corps Fountain Square Alexandria, VA 22313-1450		FROM: Jason S. Feldman OUR REF.: PD-990142 TELEPHONE: (310) 642-4141			
Total pages, including cover letter: 19					
PTO FAX NUMBER: 703 872-9306 If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.					
Title of Document:		REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. 1.116			
Transmitted:					
Applicant:		Arthur R. Tilted			
Serial No.:		09/590,417			
Filed:		June 8, 2000			
Group Art Unit:		2614			
Our Ref. No.:		PD-990142			
Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP.					
By:		 Name: Jason S. Feldman Reg. No.: 39,187			
I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.					
 Signature		12/1/03 Date			
JSE:amb					
Cert: 10/1/04 5:01					
PAGE 010 "RCVD" 12/01/2004 6:42:42 PM [Eastern Standard Time] * SVR:USPTO-EFAXF-1/0 * DNIS:8729306 * CSID:+13106418798 * DURATION (mm-ss):09-34					

Gates & Cooper LLP

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045

FAX TRANSMISSION TO USPTO

TO: Commissioner for Patents
Attn: Examiner Scott E. Beliveau
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450

FROM: Jason S. Feldmar
OUR REF.: PD-990142
TELEPHONE: (310) 642-4141

Total pages, including cover letter: 17

PTO FAX NUMBER: 703/872-9306

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

Title of Document Transmitted:	REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. §1.114, and an AMENDMENT UNDER 37 C.F.R. §1.114. Please charge Deposit Account No. 50-0494 in the amount of \$770.00 to cover the RCE Filing Fees.
Applicant:	Arthur R. Tilford
Serial No.:	09/590,417
Filed:	June 8, 2000
Group Art Unit:	2614
Our Ref. No.:	PD-990142

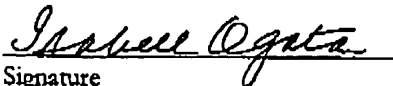
Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP.

By: 

Name: Jason S. Feldmar

Reg. No.: 39,187

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.


Signature

Dec 31, 2003
Date

JSF/io

G&C 109.19-US-01

Gates & Cooper *LLP*

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045

FAX TRANSMISSION TO USPTO

TO: Commissioner for Patents
Attn: Examiner Scott E. Beliveau
Patent Examining Corps
Facsimile Center
Alexandria, VA 22313-1450

FROM: Jason S. Feldmar
OUR REF.: PD-990142
TELEPHONE: (310) 642-4141

Total pages, including cover letter: 19

PTO FAX NUMBER: 703 872-9306

If you do NOT receive all of the pages, please telephone us at (310) 641-8797, or fax us at (310) 641-8798.

Title of Document Transmitted:	REQUEST FOR RECONSIDERATION UNDER 37 C.F.R. 1.116
Applicant:	Arthur R. Tilford
Serial No.:	09/590,417
Filed:	June 8, 2000
Group Art Unit:	2614
Our Ref. No.:	PD-990142

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP.

By: Jason S. Feldmar

Name: Jason S. Feldmar

Reg. No.: 39,187

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office on the date shown below.

Adriane M. Field
Signature

12/1/03
Date

JSF/amb

G&C 109.19-US-01

Due Date: December 1, 2003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur R. Tilford Examiner: Scott E. Beliveau
Serial No.: 09/590,417 Group Art Unit: 2614
Filed: June 8, 2000 Docket: PD-990142
Title: METHOD AND APPARATUS FOR TRANSMITTING, RECEIVING AND UTILIZING
AUDIO/VISUAL SIGNALS AND OTHER INFORMATION

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on December 1, 2003.

By: Jason S. Feldmar
Name: Jason S. Feldmar

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- ☒ Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
☒ Request for Reconsideration Under 37 C.F.R. 1.116.

Please consider this a **PETITION FOR EXTENSION OF TIME** for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

GATES & COOPER LLP
Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: Jason S. Feldmar
Name: Jason S. Feldmar
Reg. No.: 39,187
JSF/amb